IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

WYNDHAM VACATION RESORTS, INC.,)		•
Plaintiff,)		
V.	·	. 3:10-01028	
TIMESHARE ADVOCACY INTERNATIONAL, LLC, SEAN K. AUSTIN and CHARLES MCDOWELL,)))	OGE HAYNES	
Defendants.)		. •
<u>VEI</u>	RDICT FORM		
Tra	de Secrets Act		
1. Did the Plaintiff provided the Defenduring those Defendants' employment	dants Austin and Mclent with the Plaintiff?	Dowell with any t	rade secrets
Yes	No_/		
If you answer Yes to Question 1, go	to Questions 1a.		
1a. If so, did the defenviolate the Tennessee	dants misappropriate Uniform Trade Secre	Wyndham's trad ts Act by?	e secrets and
b. Sean A	are Advocacy Interna ustin McDowell	tional Yes Yes Yes	No No No
If the answer to questic	on 1a is yes for any D	efendant, go to Q	

1b. If not, did Defendants	Austin and McDowell	violate the terms of the
employment agreements w	vith Wyndham?	

	. ,		a. b.	Sean Austin Charles McDowell		Yes Yes	No No
				terference with Business Re			
2.				ally interfere with Plaintiff's with Wyndham?	business	relationsh	ips with its
		a.	Times	hare Advocacy International	Yes	No _	
		b.	Sean A	Austin	Yes	No _	V
		c.	Charle	s McDowell	Yes	No _	V
3.			s relations	n a civil conspiracy to intent thips with its customers who are Advocacy International	had contr		Wyndham?
		а. b.	Sean A			No	*
		о . С.		McDowell		No	
			Tenness	see Consumer Protection A	et		
4.				Tennessee Consumer Protecters to Wyndham's customer			
		a.	Timesha	re Advocacy International	Yes	No	

		b.	Sean Austin	Yes	No
		c.	Charles McDowell	Yes	No
,			Unfair Competition		
5. I unf	Do you find by a air competition	a prepoi ?	nderance of the evidence that the follo	wing defenda	nts are liable for
		a.	Timeshare Advocacy International	Yes	Noi
		b.	Sean Austin	Yes	No/_
		c.	Charles McDowell	Yes	_ No/_
6.	Whether any	y Defen	dant was unjustly enriched?		
		a.	Timeshare Advocacy International	Yes	No V
		Ъ.	Sean Austin	Yes	_No
		c.	Charles McDowell	Yes	_No/
			DAMAGES		
7.	If you answe	r yes to Vyndhar	any of these issues, what if any dama n against each Defendant?	ges on each c	laim, should be
		Trade	e Secrets Act (If applicable)		
		a.	Timeshare Advocacy International	Damages \$_	
		b.	Sean Austin	Damages \$_	
		C.	Charles McDowell	Damages \$	

Breach of Agreement (If applicable)

Breach of Employment Agreement

		a.	Sean Austin	Damages \$				
		b.	Charles McDowell	Damages \$				
Intentional Interference with Business Relationships								
	a.	Timesl	hare Advocacy Internationa	l Damages \$				
	b.	Sean A	ustin	Damages \$				
	c.	Charles	s McDowell	Damages \$				
Civi	Civil Conspiracy to Intentionally Interfere with Business Relationships							
	a.	Timesh	are Advocacy International	Damages \$				
	b.	Sean A	ustin	Damages \$				
	c.	Charles	McDowell	Damages \$				
Гenn	essee C	Consumer	Protection Act					
	a.	Timesha	are Advocacy International	Damages \$				
	Ъ.	Sean Au	stin	Damages \$				
	c.	Charles 1	McDowell	Damages \$				
Unfair Competition								
	a.	Timeshar	e Advocacy International	Damages \$				
	b.	Sean Aus	tin	Damages \$				
	c.	Charles M	1cDowell	Damages \$				

Intentional or Willful Violation

8.	If you find that any of the Defendar relationships with its customers wit conduct toward the Plaintiff malicio	th contract	ts with Wyndha	d with Wyndhar am, was that De:	n's business fendant's
a.	Timeshare Advocacy International	Yes	No		
b.	Sean Austin	Yes	No		
c.	Charles McDowell	Yes	No		
		7/1	9/12		
FORE	EPERSON	DATE			